

CHAPTER 168

An act to amend Sections 5 and 29 of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session), and to repeal Chapter 330 of the Statutes of 1961, relating to tidelands and submerged lands, to convey certain tidelands and submerged lands to the San Diego Unified Port District, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor June 22, 1990 Filed with
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The people of the State of California do enact as follows:

SECTION 1. Chapter 330 of the Statutes of 1961 is repealed.

SEC. 2. There is hereby granted and conveyed in trust to the San Diego Unified Port District, all the right, title, and interest of the State of California held by the state by virtue of its sovereignty in and to all of the certain tide and submerged lands under the waters of the Pacific Ocean, whether filled or unfilled, to be held by the district and its successors in trust in accordance with Section 87 of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session), which are described as follows:

Being the most northerly portion of those tidelands and submerged lands granted to the City of Imperial Beach, as shown on the State Lands Commission Map of the Grant to the City of Imperial Beach, filed as Miscellaneous Map 431, November 23, 1962, as Document 200792, San Diego County Records, bounded as follows: on the north by the northerly corporate limits of the City of Imperial Beach extended westerly from mean high tide station number 40, as shown on Map 431; on the east by the mean high tide line established in June 1959, as shown on Map 431; on the south by a line lying parallel with the northerly corporate limits and extended westerly from mean high tide line station number 24, as shown on sheet 4 of 6 on Map 431; on the west by the westerly limits of the lands as shown on Map 431, containing approximately 403 acres, more or less.

SEC. 3. Section 5 of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session) is amended to read:

Sec. 5. The area to be embraced in the district shall include all of the corporate area of each of the cities of San Diego, Chula Vista,

Coronado, National City, and Imperial Beach which establish the district as provided in this act, and any unincorporated territory in the County of San Diego contiguous thereto, which is economically linked to the development and operation of the Bay of San Diego, included in the district by the board of supervisors of the county as provided in this act.

The jurisdiction of the district to exercise its powers shall extend only over the following areas:

(a) The tidelands and submerged lands granted to the district pursuant to this act or any other act of the Legislature.

(b) Any airport or airports now or hereafter owned and operated by any of the above-named cities which establish the district, or San Diego County, and which conveyed to the district by such city or cities or San Diego County.

(c) Any other lands conveyed to the district by any city or by the County of San Diego.

SEC. 4. Section 29 of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session) is amended to read:

Sec. 29. The district may issue bonds, borrow money, and incur indebtedness as authorized by law or in this act provided. The district may also refund any indebtedness as provided in this act or in any other applicable law, and may also refund, by the issuance of the same type of obligations as those refunded and following the same procedure as at that time may be applicable to the issuance of those obligations, and may retire any indebtedness or lien that may exist against the district or its property.

The district may retire any indebtedness which is outstanding as of the effective date of the act amending this section enacted at the 1989-90 Regular Session of the Legislature, which has been incurred by the City of Imperial Beach for the construction or reconstruction of the Imperial Beach pier located upon tide and submerged lands granted to the district by the Legislature pursuant to that act.

SEC. 5. The City of Imperial Beach may convey to the San Diego Unified Port District the paper street east of the tide and submerged lands granted to the district by Section 2 of the act. The lands granted or conveyed to the San Diego Unified Port District pursuant to this act shall be held, administered, and regulated by the San Diego Unified Port District in accordance with the provisions of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session).

SEC. 6. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to provide necessary protection and development to tidelands and submerged lands within the City of Imperial Beach at the earliest possible time, it is necessary that this act take effect immediately.